



Amend D/#13
PATENT
Docket No. 204372000901 *4.8.03*

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

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Assistant Commissioner for Patents, Washington, D.C. 20231, on March 26, 2003.

Ruth Saskowski
Ruth Saskowski

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Lynn E. SPITLER and Isaiah Fidler

Serial No.: 09/764,546

Filing Date: 17 January 2001

For: THERAPEUTIC PROPERTIES OF
LIPOSOME-ENCAPSULATED
IMMUNOMODULATORS

Examiner: Susan Ungar, Ph.D.

Group Art Unit: 1642

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APR 03 2003

TECH CENTER 1600/2900

AMENDMENT UNDER 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to a paper mailed 26 February 2003, for which an inextensible time to respond was set as 26 March 2003. Please add the following claim:

DI 61. (New) A method to ameliorate a side effect of anti-neoplasia treatment in a subject, wherein said side effect is mucositis, which subject has been treated with an anti-neoplasia agent, which method comprises administering to said subject a pharmaceutical composition comprising muramyl tripeptide phosphatidyl ethanolamine (MTP-PE) encapsulated in multilamellar liposomes.

AMENDMENT TRANSMITTAL LETTER

Docket No.
204372000901

Application No.
09/764,546

Filing Date
January 17, 2001

Examiner
Not Yet Assigned

Art Unit
N/A

Applicant(s): Lynn E. Spitler, et al.

Invention: THERAPEUTIC PROPERTIES OF LIPSOME-ENCAPSULATED IMMUNOMODULATORS

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

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CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	2	- 20 =		x	
Independent Claims	2	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☐ Large Entity

☒ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 03-1952
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Kate H. Murashige
Kate H. Murashige
Attorney Reg. No.: 29,959

Dated: March 26, 2003

MORRISON & FOERSTER LLP
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San Diego, California 92130
(858) 720-5112

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Box Non-Fee Amendment, Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: 3/26/03

Signature: [Signature]

(Ruth Saskowski)